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OCT 28 2005

**FAX**

Date **October 28, 2005**

To **Examiner Kevin M. BERNATZ**

Of **PTO Group Art Unit 1773**

Fax **571 273 8300**

From **JTCallahan/LRTamayo**

Subject **Response to Restriction and Election of Species Requirements**

Our Ref **Q80902** Appln No **10/826,474**

Conf No **1519** Inventors **Kazuyuki USUKI, et al.**

Pages **2 (including cover sheet)**

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**This fax filing includes:**

1. This cover sheet
2. Response to Restriction and Election of Species Requirements (1 page)

**CERTIFICATION OF FACSIMILE TRANSMISSION**

Sir:

I hereby certify that the above identified correspondence is being facsimile transmitted to Examiner Kevin M. BERNATZ at the Patent and Trademark Office on October 28, 2005, at (571) 273-8300.

Respectfully submitted,

L. Raul Tamayo

## PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q80902

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OCT 28 2005

Appln. No.: 10/826,474

Group Art Unit: 1773

Confirmation No.: 1519

Examiner: Kevin M. BERNATZ

Filed: April 19, 2004

For: MAGNETIC RECORDING MEDIUM INCLUDING A MAGNETIC LAYER CONTAINING A NONMAGNETIC OXIDE

**RESPONSE TO RESTRICTION AND ELECTION OF SPECIES REQUIREMENTS**

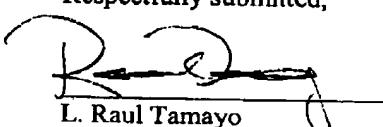
Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed September 30, 2005, containing restriction and election of species requirements, Applicants elect Group I, Claims 9-26 and 35-38, drawn to a magnetic recording medium, and Species II (a primer layer containing ruthenium (Ru)). From Group I, Claims 18-26 and 37-38 read on Species II. The elections are made without traverse.

Applicants reserves the right to file a Divisional Application directed to any of the non-elected subject matter.

Respectfully submitted,

  
 L. Raul Tamayo

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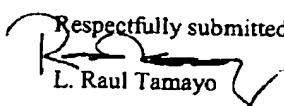
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